

OA0 440 (Rev. 10/93) Summons in a Civil Action

## UNITED STATES DISTRICT COURT

Middle District of Alabama

**ELEKTRA ENTERTAINMENT GROUP INC.,  
a Delaware corporation; PRIORITY RECORDS  
LLC, a California limited liability company;  
UMG RECORDINGS, INC., a Delaware  
corporation; BMG MUSIC, a New York general  
partnership; ATLANTIC RECORDING  
CORPORATION, a Delaware corporation; and  
ARISTA RECORDS LLC, a Delaware limited  
liability company,**

### SUMMONS IN A CIVIL CASE

CASE NUMBER:

1:05CV597-C

V.

**NICK NAPOLI**

TO:  
**NICK NAPOLI  
2998 Ross Clark Circle, Apt. 86  
Dothan, AL 36301**

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFFS' ATTORNEY

**Dorman Walker (Bar # WAL086)  
Leslie E. Williams (Bar # WIL318)  
BALCH & BINGHAM LLP  
2 Dexter Avenue  
P.O. Box 78 (36101)  
Montgomery, Alabama 36104  
Telephone: (334) 834-6500  
Fax: (334) 269-3115**

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

*Debra P. Hackett*

CLERK

(By) DEPUTY CLERK

DATE

*June 24, 2005*

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**RETURN OF SERVICE**

DATE \_\_\_\_\_

Service of the Summons and complaint was made by me<sup>(1)</sup>  
NAME OF SERVER (*PRINT*) \_\_\_\_\_

TITLE \_\_\_\_\_

*Check one box below to indicate appropriate method of service*

G Served personally upon the defendant. Place where served: \_\_\_\_\_

G Left copies thereof at the defendant=s dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left: \_\_\_\_\_

G Returned unexecuted: \_\_\_\_\_

G Other (specify): \_\_\_\_\_

**STATEMENT OF SERVICE FEES**

TRAVEL \_\_\_\_\_

SERVICES \_\_\_\_\_

TOTAL \_\_\_\_\_

**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on \_\_\_\_\_  
Date

Signature of Server \_\_\_\_\_

Address of Server \_\_\_\_\_

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.